

# **Fire Safety Code Board**

## **Of Appeal and Review**

**Hearing Minutes November 30, 2010**

**The Rhode Island Fire Safety Code Board of Appeal & Review met at their headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Tuesday, December 7, 2010 at 1:00 P.M. Present were Acting Chairman Newbrook and Commissioners Richard, Preiss, Blackburn, Pearson, Jasparro, Dias and Filippi. Chairman Coutu and Commissioners Jackson and Walker were absent. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella.**

**The following cases were heard.**

**APPEAL #100275: Mr. Frank P. Mello, for the property located at 20 Dexter Street in Newport. DSFM Octavio Vieira appeared for the State Fire Marshal's Office. Commissioner Blackburn made a motion, seconded by Commissioner Walker to grant the Applicant's request for variance for the headroom on the cited stairs, provided he provide a caution marking at that location. The motion was unanimous.**

**APPEAL #100005: For the property located at 2197 Mineral Spring Avenue, North Providence, the applicant failed to appear. Capt. Gregory Unsworth appeared for the North Providence Fire Marshal's Office and testified that the Applicant had been working towards**

**compliance. The Commissioner Pearson made a motion, seconded by Commissioner Jasparro, to grant the Applicant a time variance of thirty (30) days in which to correct the outstanding deficiencies in this facility. The motion was unanimous.**

**APPEAL #100274: DePetrillo Real Estate Holdings, for the property located at 12 Humbert Street in North Providence. Capt. Gregory Unsworth appeared for the North Providence Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Filippi, to grant the applicant a time variance of one (1) year in which to correct the outstanding deficiencies in this facility, making the fire alarm installation, cleaning of debris and door swing priorities. The Applicant will return to the Board in eight months with a progress report. The motion passed with Commissioner Walker abstaining from the vote.**

**APPEAL #100277: Women & Infants Hospital, for the property located at 90 Plain Street in Providence. DSFM David Cionfalo appeared for the State Fire Marshal's Office. Commissioner Blackburn made a motion, seconded by Commissioner Richard, to grant the Applicant a variance for the remoteness of exits at the cited location. There being no objection from the State Fire Marshal's Office, the motion was unanimous.**

**APPEAL #100219: Ms. Madeline Ray, for the property located at 166 Waterman Street in Providence. Assistant Deputy State Fire Marshals**

**Richard Silva and Paul Doyle appeared for the Providence Fire Marshal's Office. Commissioner Blackburn made a motion, seconded by Commissioner Richard, to grant the following relief. The Applicant is granted a variance in order to be allowed to maintain the cited open stair. The Applicant is granted a variance to maintain six (6) bedrooms on the third floor of this facility. The Applicant is directed to fire rate the cited doors on the first floor of this facility, and the Applicant is granted one (1) year in which to install sprinklers in this facility, with the Providence Fire Marshal's Office granted the authority to extend that time for good faith efforts being shown by the Applicant. The motion was unanimous.**

**APPEAL #100276: Mr. Jared Aronson, for the property located at 1 Sportsman's Drive in Riverside. Assistant Deputy State Fire Marshals Elmasian, Bellamy and Powers appeared for the East Providence Fire Marshal's Office. Commissioner Filippi made a motion, seconded by Commissioner Jasparro, to grant the Applicant a time variance of thirty (30) days in which to present a plan of action for the correction of the outstanding deficiencies in this facility to the East Providence Fire Marshal's Office, and an additional 150 days in which to implement that plan of action. The East Providence Fire Marshal's Office is granted the authority to extend the above time line for good faith efforts being shown by the Applicant. The motion was unanimous.**

**APPEAL #100272: Mr. Leonard Belliveau, Jr., P.E., for the property**

located at 412-414 Taunton Avenue in East Providence. Commissioner Blackburn recused himself from consideration of this case. Assistant Deputy State Fire Marshals Elmasian, Bellamy and Powers appeared for the East Providence Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Pearson, that the Applicant work with the East Providence Fire Marshal's Office to prepare a plan of action for the correction of the deficiencies in this facility, and return to the Board with that plan on January 4, 2011. The motion was unanimous.

**APPEAL #100263:** Mr. Joseph Robenhymer, for the property located at 196 Ocean Road in Narragansett. ADSFM Mark Wood appeared for the Narragansett Fire Marshal's Office. Commissioner Walker made a motion, seconded by Commissioner Richard, to grant the Applicant a time variance of thirty (30) days in which to present a plan of action for the correction of the outstanding deficiencies in this facility to the Narragansett Fire Marshal's Office and an additional 150 days in which to implement that plan, at the direction and to the satisfaction of the Narragansett Fire Marshal's Office. The Narragansett Fire Marshal may extend the above timelines for good faith efforts on the part of the Applicant. The motion was unanimous.

**APPEAL #100170, 100235, 100236:** Mr. Suresh B. Bhalala, for the property located at 901 Ocean Road in Narragansett (Buildings 1, 2 and 3). ADSFM Mark Wood appeared for the Narragansett Fire Marshal's Office. Commissioner Blackburn made a motion, seconded

by Commissioner Richard, to direct the Narragansett Fire Marshal to inspect this facility to determine if there is approved separation. If he determines that a fire alarm system is required, the Applicant is granted a time variance of thirty (30) days in which to present a plan of action for the installation of a fire alarm system and a key box in this facility, and an additional 150 days in which to implement those plans. The Narragansett Fire Marshal's Office is authorized to extend the above timelines for good faith efforts being shown by the Applicant. The motion was unanimous.

**APPEAL #100278:** Ms. Margaret Bubis, for the property located at 1073 Mineral Spring Avenue. DSFM David Cionfalo appeared for the State Fire Marshal's Office. Commissioner Dias made a motion, seconded by Commissioner Jasparro, to approve the Applicant's plan of action as presented to the Board for this facility, for this occupancy. There being no objection by the State Fire Marshal's Office, the motion passed with Commissioner Blackburn abstaining from the vote. This file is to remain open.

**Respectfully submitted**

**Carol Marsella**